

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ALASKA

THE UNITED STATES for the use of)
GMW Fire Protection, Inc., an Alaska)
Corporation,)

Plaintiff,)

vs.)

KANAG'IQ CONSTRUCTION CO.,)
INC., an Alaska Corporation, and)
WESTERN SURETY COMPANY, a)
South Dakota Corporation,)

Defendants.)

Case No. A05-170 CI (TMB)

MOTION AND MEMORANDUM FOR STAY OF EXECUTION OF JUDGMENT

Pursuant to Federal Civil Rule 62(b)(3), Defendants, KANAG'IQ CONSTRUCTION CO., INC. and WESTERN SURETY COMPANY, by and through their attorneys, Eide & Gingras, P.C., request that the Court stay any execution of judgment until the resolution of pending motion practice before the Court that may affect the judgment.

On July 7, 2008, Defendants filed two Motions to Alter or Amend a Judgment. The Court's decision on those motions may affect the judgment against Western Surety and/or Kanag'Iq. Absent an order from the Court granting a stay of execution of the judgment until the pending motions are ruled upon, Plaintiff may otherwise proceed to execute against the judgment as of today, July 7, 2008.

Eide & Gingras, P.C.
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1 Therefore, Defendants respectfully request the Court to stay any execution of
2 judgment until the Court rules upon the pending motions before it. Because of the time
3 constraint described above, Defendants further request a decision by the close of business
4 today, or as soon thereafter as possible.

5 DATED at Anchorage, Alaska this 7th day of July, 2008.

6 EIDE & GINGRAS, P.C.
7 Attorneys for Defendants
8 Kanag'Iq Construction Co., Inc. and
9 Western Surety Company

10 By: s/Thomas S. Gingras
11 Thomas S. Gingras
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18 **CERTIFICATE OF SERVICE**

19 I am a legal secretary employed by the law
20 firm of Eide & Gingras, P.C. That on this
21 7th day of July, 2008, I served

22 ☒ Electronically

23 a true and accurate copy of the foregoing
24 document upon the following counsel of record:

25 Sarah J. Tugman, Esq.
2509 Eide Street, Suite 4
Anchorage, AK 99503

EIDE & GINGRAS, P.C.

By: /s/Donna Charter

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